

Public Hearing

Proposed Air Permits for Prevention of Significant Deterioration (PSD)

AM/NS Calvert, LLC

March 2, 2021

6:00 p.m.

Hampton Inn & Suites

80 Shell St.

Saraland, Alabama 36571

1 **[Pam Hunt, Hearing Officer]**

2 Good evening and welcome to the public hearing on behalf of the Alabama Department of
3 Environmental Management.

4 My name is **Pam Hunt**. I am the designated Hearing Officer for these proceedings. The
5 role of the Hearing Officer is limited to ensuring an orderly hearing so that an accurate record of
6 this hearing may be developed for the Department's evaluation. I do not participate in any
7 decisions regarding these proposed permit actions.

8 On behalf of the Department, we appreciate your participation in tonight's hearing for the
9 proposed issuance of Air Permits for Prevention of Significant Deterioration (PSD) to AM/NS
10 Calvert, LLC located at 1 Steel Drive, Calvert, Alabama, 36513.

11 The purpose of this hearing is to provide the public with an opportunity to present oral
12 testimony on the proposed permit renewal.

13 In addition to oral testimony as described in the notice for this hearing, the Department will
14 also consider all written comments submitted before the close of the public comment period. The
15 Department has requested your comments, and we appreciate your taking the time to make them
16 known to us.

17 On January 29, 2021, notice of the date, time, place, and purpose of this hearing was posted
18 on the Department's website. In addition, the Department sent notice of this hearing by email to
19 individuals and organizations who had previously requested advance notice of permit proceedings.
20 A copy of the notice and the email distribution list will be entered into the record of these
21 proceedings.

22 Copies of the public notice, permit application, and draft permit have been made available
23 for inspection by the public at the office of the Department at 1400 Coliseum Boulevard in
24 Montgomery, as well as the Department's website.

25 The hearing is open to the public and anyone wishing to present oral testimony or submit
26 a written statement may do so. All testimony and written comments should be as factual as possible
27 and should address the subject of this hearing. Lengthy statements or those containing considerable

28 technical or other complex data should be submitted in writing. Summaries of such statements may
29 be presented orally.

30 This hearing is an opportunity for members of the public to offer comments to help ensure
31 that all relevant factors are considered before a final permit decision is made. Please be advised
32 that the Department is limited in the factors it can consider when making a permitting decision and
33 must base the determinations only on whether the permit applicant has satisfied the requirements
34 of applicable environmental statutes and regulations as granted to ADEM by the Legislature.

35 Persons giving testimony may be questioned by the Hearing Officer or other Department
36 staff to clarify points and to develop a better understanding of what is being presented.

37 This proceeding tonight is not an open forum as in a question-and-answer session. This
38 hearing is an opportunity for you to submit comments that you wish the Department to consider in
39 the final review of the permit application. However, you may pose a comment in the form of a
40 question which will be compiled and addressed by the Department in its complete response to
41 comments.

42 In addition to oral testimony, written comments may be submitted on the proposed permit
43 renewal. You do not have to make an oral statement tonight in order to have your written comments
44 considered by the Department.

45 Written statements may be submitted to the Hearing Officer tonight or delivered to the
46 Department in Montgomery, as directed in the public notice for this hearing. All written statements
47 previously submitted and those received by the Department before the end of the public comment
48 period will be included in the hearing record.

49 It is important to note that written comments submitted through postal or electronic mail
50 are given the same consideration as those that are presented in person at this hearing. All oral and
51 written testimony will be included in the hearing record.

52 After giving full consideration to the hearing record, the Department will make its final
53 decision on the proposed permit action and develop responses to comments for the proposed
54 permit. The hearing record, final permit determination, and responses to comments will be posted
55 to the Department's eFile System.

56 This hearing is being captured by a court reporter to develop a transcript of this hearing for
57 review by the Department. In addition, the entire proceeding is being recorded on video and will
58 be posted on the Department's YouTube channel to make it accessible to the public.

59 Now let us move on to the purpose of this hearing, the receipt of public comments. The
60 order of appearance of persons giving testimony will be as follows: First, a representative of the
61 Department's Air Division; then, any elected officials or their representative who have registered
62 to speak. All remaining members of the public will be heard in the order in which they registered
63 during the preregistration offered online or by phone and then those that registered on-site at this
64 hearing.

65 I will now recognize Mr. Jackson Rogers to present a statement on behalf of the
66 Department's Air Division.

67 **[After Mr. Rogers speaks:]**

68 I will now recognize _____ to present a statement on behalf of AM/NS
69 Calvert, LLC.

70 **[After _____ speaks:]**

71 **[If elected officials have registered to speak]**

72 We will now proceed to the receipt of public comments from elected officials. First, I
73 recognize [Title and Full Name of Official].

74 **[After elected official enters]**

75 Please step up to the microphone and clearly restate your name and the office that you hold.
76 Please speak clearly into the microphone to ensure an accurate record of your testimony can be
77 recorded.

78 **[After all elected officials have spoken]**

79 We will now proceed to the receipt of comments from members of the public. As indicated
80 in the public notice for this hearing, oral testimony for each registered speaker is limited to seven
81 minutes. We will continue the hearing until all persons who wish to speak have completed their
82 oral comments. If anyone has prepared a statement that cannot be presented in a seven-minute time

83 frame, please use your time for oral testimony to summarize your comments and submit your full
84 statement to the Department in writing for placement in the record.

85 First, I recognize [**Name of Registered Speaker**].

86 [**After registered speaker enters**]

87 Please step up to the microphone and clearly restate your name and the name of any interest
88 or organization that you represent. Please speak clearly into the microphone to ensure an accurate
89 record of your testimony can be recorded. Please also remember that this not a question-and-
90 answer session.

91 [**After all registered speakers have spoken**]

92 Since there are no more registered speakers, please be advised that unless otherwise
93 notified, the public comment period will end at 5:00 p.m. on March 9, 2021. All comments must
94 be received at the office of the Department in Montgomery by that time.

95 After consideration of all oral and written comments, the Department will make its
96 determination regarding the proposed permit renewal and prepare responses to all relevant
97 comments received.

98 Thank you for your participation this evening. This hearing is adjourned.